

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

**DIANE A. TURNER, individually,  
and as the representative of a  
class of similarly situated  
persons,**

**Plaintiff,**

**v.**

**ITI INTERNET SERVICES, INC.,  
d/b/a ITI BANK, THE BANCORP  
BANK, MOONLIGHT MARKETING,  
INC.,**

**Defendants.**

**No. 05-CV-0325-DRH**

**ORDER**

**HERNDON, District Judge:**

On September 1, 2005, The Bancorp Bank filed a supplement to its reply to Plaintiff's motion to remand (Doc. 35). Even though Bancorp labeled the pleading as a "supplement," a review of the pleading indicates that it is a sur-reply brief which is not allowed under this Judicial District's Local Rules. Pursuant to **LOCAL RULE 7.1(g)**, the Court **STRIKES** this pleading.<sup>1</sup>

**IT IS SO ORDERED.**

Signed this 2nd day of September, 2005.

/s/ David RHerndon  
**United States District Judge**

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<sup>1</sup>"Under no circumstances will sur-reply briefs be accepted." **Local Rule 7.1(g)**.